

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 483

To provide for the minting of coins in commemoration of Americans who have been prisoners of war, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MARCH 2 (legislative day, JANUARY 5), 1993

Mr. SHELBY (for himself, Mr. MACK, Mr. MCCAIN, Mr. ROBB, Mr. WARNER, Mr. JEFFORDS, AND Mr. GRAMM) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing and Urban Affairs

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## A BILL

To provide for the minting of coins in commemoration of Americans who have been prisoners of war, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

### 3   **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Prisoner-of-War  
5   Commemorative Coin Act”.

### 6   **SEC. 2. COIN SPECIFICATIONS.**

7       (a) ISSUANCE.—The Secretary of the Treasury (re-  
8   ferred to in this Act as the “Secretary”) shall issue not  
9   more than 1,500,000 one dollar coins which shall weigh

1 26.73 grams, have a diameter of 1.500 inches, and shall  
2 contain 90 percent silver and 10 percent copper.

3 (b) DESIGN.—The design of such coins shall be em-  
4 blematic of the experience of Americans who have been  
5 prisoners of war. On each such coin there shall be a des-  
6 ignation of the value of the coin, an inscription of the year  
7 “1993”, and inscriptions of the words “Liberty”, “In God  
8 We Trust”, “United States of America”, and “E Pluribus  
9 Unum”.

10 (c) LEGAL TENDER.—The coins issued under this  
11 Act shall be legal tender as provided in section 5103 of  
12 title 31, United States Code.

13 **SEC. 3. ISSUANCE OF THE COINS.**

14 (a) COMMENCEMENT OF ISSUANCE.—The coins au-  
15 thorized and minted under this Act may be issued begin-  
16 ning January 15, 1994.

17 (b) TERMINATION OF AUTHORITY.—The coins au-  
18 thorized and minted under this Act may not be minted  
19 after December 31, 1994.

20 (c) PROOF AND UNCIRCULATED COINS.—The coins  
21 authorized and minted under this Act may be issued in  
22 uncirculated and proof qualities and shall be struck at no  
23 more than one facility of the United States Mint.

1 **SEC. 4. SOURCE OF BULLION.**

2 The Secretary shall obtain silver for the coins minted  
3 under this Act from stockpiles established under the Stra-  
4 tegic and Critical Minerals Stock Piling Act (50 U.S.C.  
5 98 et seq.).

6 **SEC. 5. SELECTION OF DESIGN.**

7 The design for the coins authorized by this Act shall  
8 be selected by the Secretary.

9 **SEC. 6. SALE OF COINS.**

10 (a) SALE PRICE.—The coins issued under this Act  
11 shall be sold by the Secretary at a price equal to the face  
12 value, plus the cost of designing and issuing such coins  
13 (including labor, materials, dies, use of machinery, and  
14 overhead expenses) and the surcharge provided for in sub-  
15 section (d).

16 (b) BULK SALES.—The Secretary shall make bulk  
17 sales at a reasonable discount.

18 (c) PREPAID ORDERS.—The Secretary shall accept  
19 prepaid orders for the coins issued under this Act prior  
20 to the issuance of such coins. Sales under this subsection  
21 shall be at a reasonable discount to reflect the benefit of  
22 prepayment.

23 (d) SURCHARGES.—All sales of coins issued under  
24 this Act shall include a surcharge of \$5 per coin.

1 **SEC. 7. USE OF SURCHARGES.**

2 An amount equal to the surcharges received by the  
3 Secretary from the sale of coins issued under this Act shall  
4 be made available or paid by the Secretary in the order  
5 that follows:

6 (1) AMOUNTS TO BE MADE AVAILABLE FOR  
7 CONSTRUCTION OF MUSEUM.—The Secretary of the  
8 Treasury shall make available to the Secretary of  
9 the Interior the first \$3,000,000 for the construction  
10 of the Andersonville Prisoner-of-War Museum in An-  
11 dersonville, Georgia.

12 (2) AMOUNTS TO BE PAID TO ENDOWMENT  
13 FUND.—After payment of the amount required by  
14 paragraph (1), the Secretary of the Treasury shall  
15 pay 50 percent of the remaining surcharges to the  
16 endowment fund created under section 8.

17 (3) AMOUNTS TO BE PAID TO MAINTAIN NA-  
18 TIONAL CEMETERIES.—After payment of the  
19 amount required by paragraph (1), the Secretary  
20 shall pay 50 percent of the remaining surcharges to  
21 the Secretary of Veterans Affairs for purposes of  
22 maintaining national cemeteries pursuant to chapter  
23 24 of title 38, United States Code.

24 **SEC. 8. ENDOWMENT FUND.**

25 (a) ESTABLISHMENT.—There is established in the  
26 Department of the Interior an endowment fund (herein-

1 after in this Act referred to as the “fund”) to be adminis-  
2 tered by the Secretary of the Interior and to consist of  
3 the amounts deposited under subsection (b).

4 (b) DEPOSIT INTO FUND.—

5 (1) DEPOSIT FROM SURCHARGES.—There shall  
6 be deposited into the fund such amounts that are  
7 paid by the Secretary under section 7(2).

8 (2) INVESTMENT.—The Secretary shall have  
9 the authority to invest the portion of the fund that  
10 is not, in the determination of the Secretary, re-  
11 quired to meet the current needs of the fund, in obli-  
12 gations of the United States or in obligations guar-  
13 anteed as to the principal and interest by the United  
14 States. In making such investments, the Secretary  
15 shall select obligations having maturities suitable to  
16 the needs of the fund.

17 (c) EXPENDITURES.—The Secretary of the Interior  
18 may use the amounts deposited in the fund under this Act  
19 to pay for the maintenance of the Andersonville Prisoner-  
20 of-War Museum in Andersonville, Georgia.

21 **SEC. 9. COINAGE PROFIT FUND.**

22 (a) DEPOSITS.—All amounts received from the sale  
23 of coins issued under this Act shall be deposited in the  
24 coinage profit fund.

1 (b) PAYMENTS.—The Secretary shall pay the  
 2 amounts authorized under this Act from the coinage profit  
 3 fund.

4 (c) EXPENDITURES.—The Secretary shall charge the  
 5 coinage profit fund with all expenditures under this Act.

6 **SEC. 10. FINANCIAL ASSURANCES.**

7 (a) NO NET COST TO THE GOVERNMENT.—The Sec-  
 8 retary shall take such actions as may be necessary to en-  
 9 sure that the minting and issuance of the coins referred  
 10 to in section 2 shall not result in any net cost to the Fed-  
 11 eral Government.

12 (b) PAYMENT FOR COINS.—No coin shall be issued  
 13 under this Act unless the Secretary has received—

14 (1) full payment thereof;

15 (2) security satisfactory to the Secretary to in-  
 16 demnify the United States for full payment; or

17 (3) a guarantee of full payment satisfactory to  
 18 the Secretary from a depository institution whose  
 19 deposits are insured by the Federal Government.

20 **SEC. 11. GENERAL WAIVER OF PROCUREMENT REGULA-**  
 21 **TIONS.**

22 (a) IN GENERAL.—Except as provided in subsection  
 23 (b), no provision of law governing procurement or public  
 24 contracts shall be applicable to the procurement of goods

1 and services necessary for carrying out the provisions of  
2 this Act.

3 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-  
4 section (a) shall not apply with respect to any law relating  
5 to equal employment opportunity.

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